

Prior law allowed the La. State Board of Medical Examiners to require a license or permit holder to pay the costs of board proceedings, including investigators', stenographers', and attorney fees, as a probationary condition or as a condition of reinstatement of a license or certificate suspended or revoked. Prior law further established a fine not to exceed \$5,000.

New law changes prior law by removing the fact that the board may collect costs and expenses associated with board proceedings as a probationary condition or as a condition of reinstatement of a license or certificate suspended or revoked. Instead, new law authorizes the board to require a license or permit holder or applicant to pay the costs and expenses of board proceedings through a board decision, consent order, or other agreed order. New law also adds authority to collect additional expenses, such as witness fees and expenses, and the per diem and expenses of the members of the board's hearing panel. New law retains the authority in prior law for the board to issue fines not to exceed \$5,000.

New law authorizes the recovery of costs and attorney fees in the collection of the costs of board proceedings, fines, and other ancillary costs if they are not paid within the time specified by the board.

New law authorizes any member of the board to sign an affidavit, petition, or other legal process authorized by law, including but not limited to filing a petition for a money judgment for any and all costs and fines payable pursuant to a final decision, consent order, or other agreed order.

Effective upon signature of governor (June 25, 2010).

(Amends R.S. 37:1285(C))